

CRIMINAL DOCKET - U.S. District Court

U.S.

(LAST, FIRST, MIDDLE)

Case Filed

Docket No.

Def.

PO ☐ 417 04 Assigned 1708
Misd. ☐ District Off Judge/Magistr. 1708
Felony ☒ District Off Judge/Magistr.

☐ WRIT ☐ JUVENILE ☐ ALIAS
VS. ☒ OFFENSE ON INDEX CARD

BOULIA, William Paul

Mo. Day Yr. 04 03 90
No. of Def's 1 U.S. MAG. CASE NO.

00021 01

I. CHARGES

| U.S. TITLE/SECTION | OFFENSES CHARGED | ORIGINAL COUNTS |
|--------------------|--|-----------------|
| 21:841(a)(1) | distribution of marijuana, a schedule I controlled substance (Cts. 1 thru 35,37,39,40,42,44 thru 47,51 thru 54,56,58,59,61 thru 63,67 thru 69, 71 thru 74,77,80,83,85, & 88) | 66 |
| 21:841(a)(1) | distribution of cocaine, a schedule II narcotic controlled substance (Cts. 36,38,41,43,48,50,55,57,60,64 thru 66, 70, 75,76,78,79,81,82,84,86,87,89 & 90) | 24 |

DISM. NG
GUILTY
NOLO
Plea
After N.G.
After nolo
Trial (voir dire) began
Jury N.J.

II. KEY DATE

| INTERVAL ONE | END ONE AND/OR BEGIN TWO (OR RESTART PERIOD TO TRIAL) | END INTERVAL TWO |
|---|--|--|
| KEY DATE EARLIEST OF 1st appears with or waives counsel | KEY DATE 4-3-90 APPLICABLE Indictment filed/unsealed consent to Magr. trial on complaint Information Felony-W/waiver | KEY DATE 7-9-90 APPLICABLE 1st appears on pending charge /R40 Receive file R20/21 Supsdg: Ind Inf Order New trial Remand J/P Withdrawn |

ARRAIGNMENT 1st Trial Ended RE-TRIAL 2nd Trial Began

DISPOSITION DATE 7-9-90 SENTENCE DATE 10-9-90

PTD Nolle Pros. FINAL CHARGES DISMISSED on det. motion on gov. motion

III. MAGISTRATE

| Search Warrant | Issued | DATE | INITIAL/NO. | INITIAL APPEARANCE DATE | INITIAL/NO. | OUTCOME: |
|-----------------------|------------------|------------------------|-------------|---|-------------|--|
| Summons | Issued Served | | | PRELIMINARY EXAMINATION OR REMOVAL HEARING Date Scheduled Date Held | | DISMISSED HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW |
| Arrest Warrant Issued | | | | WAIVED NOT WAIVED INTERVENING INDICTMENT | Tape Number | |
| COMPLAINT | | | | | | |
| Date of Arrest | | OFFENSE (In Complaint) | | | | |

Show last names and suffix numbers of other defendants on same indictment/information:

ATTORNEYS
U. S. Attorney or Asst.

Capt. Warren, Wolfe, SAUSA

Defense: 1 ☐ CJA. 2 ☒ Ret. 3 ☐ Waived. 4 ☐ Self. 5 ☐ Non / Other. 6 ☐ PD. 7 ☐ CD

117 Water Oak Drvie
Newport, NC 28570
726-7383
726-6416

Filed N.O.A. 4/9/90 -
Steven E. Lacy
310 New St.
P.O. Box 1095
New Bern, N.C. 28560
(919) 637-6400

IV. NAMES & ADDRESSES OF ATTORNEYS, SURETIES, ETC.

70 days up: 6/26/90 w/o mtns.

Arr & Ptd: 6/11/90 NB

FINE AND RESTITUTION PAYMENTS

Docket Entries Begin On Reverse Side

| DATE | RECEIPT NUMBER | C.D. NUMBER | DATE | RECEIPT NUMBER | C.D. NUMBER |
|------|----------------|-------------|------|----------------|-------------|
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

RULE 20 21 40 In Out

BAIL • RELEASE

PRE-INDICTMENT

Release Date
Bail Denied Fugitive
Pers. Rec.
AMOUNT SET PSA
Conditions
Date Set 10% Dep.
Surety Bnd
Bail Not Made Collateral
Date Bond Made 3rd Prty
Other

POST-INDICTMENT

Release Date 4-17-90
Bail Denied Fugitive
Pers. Rec.
AMOUNT SET PSA
Conditions
\$ 100,000. Uns. w
\$35,000. P. 10% Dep.
Date Set 4-17-90
Surety Bnd
Bail Not Made Collateral
Date Bond Made 3rd Prty
Other

APPEALS FEE PAYMENTS

| DATE DOCUMENT NO. | Yr | Docket No | Def | MASTER DOCKET - MULTIPLE DEFENDANT CASE PROCEEDINGS DOCKET FOR SINGLE DEFENDANT | PAGE OF | VI EXCLUDABLE DELAY | | | LETTER CODES |
|----------------------|----|-----------|-----|--|---------|------------------------|-------------|---------------|--|
| | | | | | | Start Date End Date | Ltr Code | Total Days | |
| | | | | (OPTIONAL) Show last names of defendants | | | | | |
| | | | | V. PROCEEDINGS | | | | | |
| 4-3-90 | 1 | | | INDICTMENT FILED - c: AUSA, USPO, USM, Judge Boyle, Mag. Denson, Mag. McCotter, New Bern Div. jh | | | | | A Exam or hearing for mental/physical incapacity (18 USC 4244) [(1)(A)] |
| 4-4-90 | | | | REQUEST FOR WARRANT - by: U.S. Attorney - Bond rec: \$15,000. Sec. jh | | | | | |
| 4-4-90 | 2 | | | ISSUED WARRANT FOR ARREST - Orig and lc: USM w/copy of indictment lc: AUSA jh | | | | | |
| 4-9-90 | 3 | | | NOTICE OF REPRESENTATION - by: Steven E. Lacy w/cs 310 New St., P.O. Box 1095, New Bern, NC 28560 637-6400 c: AUSA, USPO, Mag. Denson, Judge Boyle jh | | | | | B NARA exam (18 USC 2902) [(1)(B)] |
| 4-17-90 | | | | INITIAL APPEARANCE at New Bern Before Mag. McCotter (Proc. Rec.) Advised of rights, charges & Max. penalties, waived reading of indictment, Bond \$100,000. Uns. with \$35,000. property to be executed by Fri., 4/20/90 jh | | | | | C State/Fed. proceedings on other charges [(1)(D)] |
| 4-17-90 | 4 | | | ORDER SETTING CONDITIONS OF RELEASE - \$100,000. Uns. with \$35,000. Secured by property to be executed by 4/20/90 with special conditions of release (Mag. Denson) c: AUSA, USPO, USM, Deft, Counsel jh | | | | | D Interlocutory appeal [(1)(E)] |
| 4-17-90 | 5 | | | APPEARANCE BOND \$100,000. Uns. with \$35,000. secured by property (Mag. Denson) jh | | | | | E Pretrial motion (from filing to hearing or to other prompt disposition) [(1)(F)] |
| 4-17-90 | 6 | | | REQUEST FOR DISCOVERY - by: Steven Lacy lc: Mag. Denson jh | | | | | F Transfer from other district per FRCP 20.21 or 40 or Mag Rule 6a [(1)(G)] |
| 4-17-90 | 7 | | | MOTION FOR BILL OF PARTICULARS - w/cs by: Steven Lacy lc: Mag. Denson jh | | | | | G Proceedings under advisement, not to exceed 30 days, after all necessary submissions filed and hearings completed [(1)(J)] |
| 4-20-90 | 8 | | | ORDER ON PRETRIAL SCHEDULING - Conf by: 5/7/90, Mtns by: 5/17/90 and responses by: 5/31/90 (Mag. Denson) c: AUSA, Judge Boyle, Counsel of Record jh | | | | | H Misc. proceedings: arraignment, parole/probation, revocation, Deportation, extradition [(1)] |
| 4-25-90 | | | | RECEIVED: from the New Bern Division the Original Deed of Trust and property Documents that was Ordered by Mag. Denson on 4/17/90 - Orig to Fin. Deputy on 4/27/90 jh | | | | | I Deferment of prosecution (per 28 USC 2902) [(1)(C)] |
| 4-30-90 | 9 | | | Return on Warrant for Arrest - date rec'd, 4/4/90, Date of Arrest 4/18/90, Johnnie L. Dov, DUSM jh | | | | | J Transportation from another district or to/from examination or hospitalization in 10 days or less [(1)(H)] |
| 5-2-90 | 10 | | | ORDER upon defts motion for a bill of particulars the deft failed to file an accompanying memorandum in support of its motion as required by local rule 4.04. Therefore, the mtn will not be considered on its merits and is DENIED. The Court notes that the govt failed to respond to this motion. If the motion had been in proper procedural form, it would have been allowed as unopposed. (Mag. Denson) O.B.#9, P.207 c: AUSA, Counsel jh | | | | | K Consideration of Court of proper plea agreement [(1)(I)] |
| 5-8-90 | 11 | | | RESPONSE TO REQUESTS FOR DISCOVERY - w/cs by: Warren Wolfe lc: Mag. Denson jh | | | | | L Prosecution deferred by mutual agreement [(2)] |
| 6-14-90 | | | | ISSUED NOTICE FOR ARRAIGNMENT AND TRIAL at New Bern Before J. Boyle on Mon. June 25, 1990 at 10AM c: USA, Counsel, Deft, J. Boyle jh | | | | | M Unavailability of defendant or essential witness [(3)(A,B)] |
| 6-14-90 | | | | 70 days up: 6/26/90 with excludable time thru 7/15/90. jh | | | | | N Period of mental/physical incompetence of def. to stand trial [(4)] |
| 6-19-90 | 12 | | | MOTION TO CONTINUE - case scheduled for 6-25-90 - filed by Deft. lc: Judge Boyle jm | | | | | O Period of NARA commitment/treatment [(5)] |
| 6-22-90 | 13 | | | ORDERED that Deft's motion for a continuance is granted and case will be re-scheduled by the Court (Judge Boyle) CR. O.B. #10, P. 54. Cys: AUSA & Counsel for deft. jm | | | | | P Superseding indictment and/or new charges [(6)] |
| 6-29-90 | | | | ISSUED NOTICE TO APPEAR for arraignment and trial on Monday, July 9, 1990 at 9:30 a.m. in Raleigh, NC before Judge Boyle Cys: AUSA, USPO, USM, Counsel of record, Joyce Todd- Civil Section, Court Reporter, Judge Boyle jm | | | | | R Def. awaiting trial of co-defendant & no severance has been granted [(7)] |
| 7-9-90 | | | | AT RALEIGH - JUDGE BOYLE - C.R. DONNA TOMAWSKI Deft. appeared with counsel Deft. sworn - deft. competent Rule 11 conducted | | | | | T Continuances granted per (b)(8) use "T" alone if more than one of the following reasons (T1 thru T4) is given in support of continuance [(8)(A,B)] |
| | 14 | | | MEMORANDUM OF PLEA AGREEMENT FILED IN OPEN COURT - Cys. dist. Plea of guilty to Cts. 52,56,59 & 88 and the lesser included offenses | | | | | T1 Failure to continue would stop further proceedings or result in miscarriage of justice [(8)(B,iii)] |
| | | | | Case 4:90-cr-00021-BO Document 1 Filed 04/03/90 Page 2 of 4 | | | | | T2 Case unusual or complex [(8)(B,ii)] |
| | | | | CONTINUED TO PAGE | | | | | T3 Indictment arrest can't be in 30 days [(8)(3,iv)] |
| | | | | | | | | | T4 Continuance granted to obtain or substitute counsel, or give reasonable time to prepare [(8)(B,v)] |
| | | | | | | | | | U Time up to withdrawal guilty plea, 3161(i) |
| | | | | | | | | | W Grand Jury indictment time extended 30 more days, 3161 (b) |

UNITED STATES DISTRICT COURT
CRIMINAL DOCKET

U. S. vs

BOULIA, William Paul

AO 256A

90-21-01-CR-4

Yr. Docket No. Def.

| DATE 1990 | PROCEEDINGS (continued) | V. EXCLUDABLE DELAY | | | |
|--------------|--|---------------------|-----|-----|-----|
| | | (a) | (b) | (c) | (d) |
| | (Document No.) | | | | |
| | Govt. agrees to dismiss remaining counts Govt. summarized evidence Court finds plea made freely & voluntarily Factual basis for plea Court satisfied with plea & approved Remaining counts dismissed on motion of the deft. Bond: remain the same Sent: tentively Oct. 9, 1990 - New Bern jm | | | | |
| 9-26-90 | ISSUED NOTICE TO APPEAR for sentencing on Tuesday, October 9, 1990 at 10:00 a.m. in New Bern, NC before Judge Boyle - Cys: AUSA, USPO, USM, Counsel of record, Joyce Todd-Civil Section, Court Reporter & Judge Boyle jm | | | | |
| 10-9-90 | AT NEW BERN BEFORE JUDGE BOYLE (C.R.-Lib Leonard) JUDGMENT AND COMMITMENT the Court allows motion for downward departure upon motion of the Govt for substantial assistance -Deft placed on probation for a term of 3 yrs. on the following terms and conds: (Cts. consolidated for judgment) 1. that he perform 300 hrs. of community service 2. that he pay a fine of \$3,000.00 3. that he not violate any local, state or federal laws 4. that he not consume or possess or use or be found with or in any transaction with any controlled substance 5. that he submit to chemical and physical analysis and search at direction of the USPO during his period of probation total special assessment \$250.00 - Statement of Reasons O.B.#16 P.#169 Ent. 10-15-90 c: USA, USPO, USM, Deft, Counsel, J. Boyle, Financial Deputy jh | | | | |
| 10-11-90 | TRANSCRIPT ON FINDINGS ON SENTENCING - at New Bern Before Judge Boyle (C.R.-Lib Leonard) Oct. 9, 1990 jh | | | | |
| 1-10-91 | RETURNED THE ORIGINAL DEED OF TRUST TO THE ATTORNEY MR. LACY BY CERTIFIED MAIL - (OBLIGATION SATISFIED) jm | | | | |
| *1-9-91 | ORDERED that the liability incurred by the deft. for his release is hereby cancelled (J. Rich Leonard) CR. O.B.#11, P. 1 jm | | | | |

AO 256A

| Case | Document | Filed | Page | Start Date | End Date | Ltr. Code | Total Days |
|-----------------------|------------|----------------|-------------|------------|----------|-----------|------------|
| Case 4:90-cr-00021-BO | Document 1 | Filed 04/03/90 | Page 4 of 4 | 04/03/90 | 04/03/90 | | |